

CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

Ordinance No.: O-14-07
Introduced by: City Council
Date Introduced: October 7, 2013
First Reading: October 7, 2013
Second Reading: November 4, 2013
Date Adopted: November 4, 2013
Date Effective: November 26, 2013

AN ORDINANCE concerning

CHAPTER 6 – Checks

FOR the purpose of amending Chapter 6 – Checks of the Code of the City of Seat Pleasant for the purposes of providing that checks drawn on, and written authorizations approving the withdrawal of funds from, any account with any bank or financial institution held in the name or on behalf of the City shall be signed and countersigned by three of the four following City officials: the Mayor, the City Administrator and the At-Large Councilmembers; providing that the City Administrator's signature is required on all financial documents other than checks and authorizations for withdrawals of funds; providing that the title of this Ordinance shall be deemed a fair summary; and generally relating to the signing of checks for and on behalf of the City of Seat Pleasant.

BY amending Chapter 6 – Checks
Sections 6-1, 6-2 and 6-3
Code of the City of Seat Pleasant (1994 Edition, as amended)

WHEREAS, pursuant to Article 23A, § 2(b)(11) of the Maryland Annotated Code and Section C-501(b)(19) of the Charter for Seat Pleasant, the City Council, as the legislative body for the City of Seat Pleasant, has the express ordinance-making power to have the general management and control of the finances of the City; and

WHEREAS, pursuant to Chapter 6 – Checks of the Code of the City of Seat Pleasant (the "Code"), certain public officials are authorized to sign and countersign checks and make withdrawals from the bank or financial institution in which funds are maintained for and on behalf of the City, provided that any such check or withdrawal shall be signed by at least three of the authorized officials; and

WHEREAS, the City Council desires to amend Chapter 6 – Checks of the Code of the City of Seat Pleasant for the purposes of providing that checks drawn on, and written authorizations approving the withdrawal of funds from, any account with any bank or financial institution held in the name or on behalf of the City shall be signed and countersigned by three of the four following City officials: the Mayor, the City Administrator and the At-Large Councilmembers; providing that the City Administrator’s signature is required on all financial documents other than checks and authorizations for withdrawals of funds; and

WHEREAS, the City Council deems it in the interest of the public health, welfare and safety of the citizens of the City of Seat Pleasant, and for the good government of the City of Seat Pleasant, to enact this Ordinance and to take the actions as described herein.

SECTION 1. BE IT ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that Sections 6-1, 6-2 and 6-3, of the Code of the City of Seat Pleasant (1994 Edition, as amended) be and they hereby are amended to read as follows:

6-1. Persons authorized to sign checks and withdraw funds.

The following persons are authorized to sign((,)) AND countersign checks and ((make)) WRITTEN AUTHORIZATIONS APPROVING THE withdrawal((s)) OF FUNDS from ((the)) ANY bank OR FINANCIAL INSTITUTION in which funds are maintained for ((and)) OR on behalf of the City of Seat Pleasant:

- A. Mayor.
- B. ((Council President.
- C. Vice-Council President.
- D.)) City Administrator.
- ((E. Assistant City Administrator.))
- C. AT-LARGE COUNCILMEMBERS

§ 6-2. Required signatures.

((A.)) The signature of the City Administrator is required on all financial documents OTHER THAN THOSE SPECIFIED IN § 6-3.

((B. In his/her absence, the Assistant City Administrator’s signature is required.))

§ 6-3. Number of signatures required.

- A. ((Any)) ALL WRITTEN AUTHORIZATIONS APPROVING THE withdrawal of funds FROM ANY BANK OR FINANCIAL INSTITUTION IN WHICH FUNDS ARE

MAINTAINED FOR OR ON BEHALF OF THE CITY OF SEAT PLEASANT shall ((contain)) BE SIGNED AND COUNTERSIGNED BY at least three of the ((five)) FOUR ((signatures)) PERSONS SPECIFIED IN § 6-1.

- B. All checks DRAWN on ANY ((bank)) account((s)) WITH ANY BANK OR FINANCIAL INSTITUTION held in the name OR ON BEHALF of the City of Seat Pleasant ((or on behalf of the City of Seat Pleasant)) shall be signed AND COUNTERSIGNED by AT LEAST three of the ((five)) FOUR persons ((so authorized as stated)) SPECIFIED in § 6-1.
- ((C. All countersigns on accounts held in the name of the City of Seat Pleasant or on behalf of the City of Seat Pleasant shall be signed by three of the five persons so authorized as stated in § 6-1.))

SECTION 2. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the Recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.

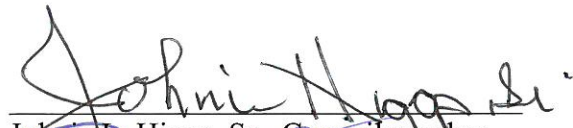
SECTION 3. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that all other ordinances or parts of ordinances or provisions of the Code of the City of Seat Pleasant (1994 Edition, as amended) in conflict with the provisions of this Ordinance or the property maintenance code adopted by this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

SECTION 5. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that, if any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the City Council that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase or portion hereof.


SECTION 6. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the City Clerk shall certify to the adoption of this ordinance, and cause the same or, to the extent permitted by the Charter, a fair summary of the same, to be published as required by law, and that this Ordinance shall become effective at the expiration of twenty (20) days following approval by the Mayor or passage by the City Council over the Mayor's veto.

COUNCIL OF THE CITY OF SEAT PLEASANT

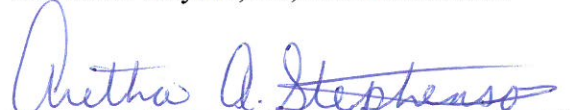

Johnie L. Higgs, Sr., Councilmember



Eugene F. Kennedy, Councilmember


Kelly Porter, Councilmember



Gerald R. Raynor, Sr., Councilmember


Elenora Simms, Councilmember


Aretha A. Stephenson, Councilmember

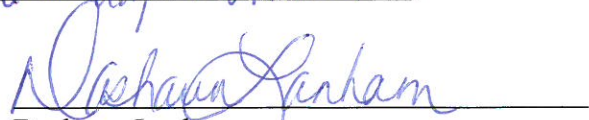

Reveral L. Yeargin, Councilmember

ATTEST:

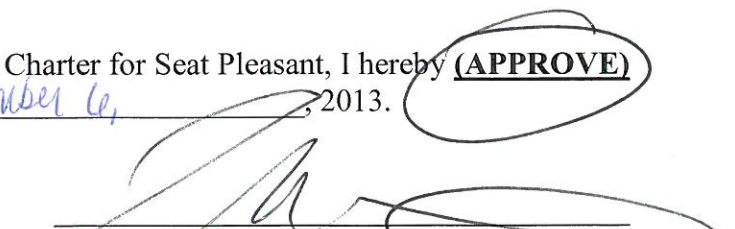

Dashaun N. Lanham
City Clerk

APPROVED:

This Ordinance was presented to the Mayor for his approval or disapproval pursuant to Section C-313 of the Charter for Seat Pleasant this 10th day November, 2013


Dashaun Lanham
City Clerk

In accordance with Section C-313 of the Charter for Seat Pleasant, I hereby (APPROVE) (DISAPPROVE) of this Ordinance this November 6, 2013.


Eugene W. Grant, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.